



UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 20 2004
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8/23/04

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/807,558	03/23/2004	David L. Marvit	073338.0183

05073
BAKER BOTTS L.L.P.
2001 ROSS AVENUE
SUITE 600
DALLAS, TX 75201-2980

CONFIRMATION NO. 4048
FORMALITIES LETTER



OC000000013493097

Date Mailed: 08/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Phuong Bui

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David L. Marvit et al.

Serial No.:

10/807,558

Date Filed:

March 23, 2004

Confirmation No.:

4048

Title:

MOTION SENSOR ENGAGEMENT FOR A
HANDHELD DEVICE

Mail Stop: Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION

This is in response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted mailed August 10, 2004. Applicants respectfully submit herewith:

- (a) A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted.
- (b) An executed Declaration and Power of Attorney for the above-referenced patent application, an unexecuted copy of which was filed on March 23, 2004.
- (c) A completed Assignment for the above-referenced patent application. The transmittal and filing fee in the amount of \$40.00 is included herewith.

(d) A check in the amount of \$130.00 for the filing fee and surcharge for a large entity.

Applicants believe all necessary items have now been forwarded to the U.S. Patent and Trademark Office for filing in the above-identified patent application.

Applicants believe no other fees are due, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants

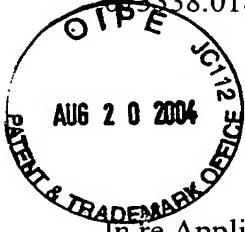


Chad C. Walters
Reg. No. 48,022

Date: August 20, 2004

Correspondence Address:

X Customer Number 05073



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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David L. Marvit, et al.

Serial No.:

10/807,558

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Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Response to Notice to File Missing Parts of Nonprovisional Application (2 pages), copy of Notice to File Missing Parts of Nonprovisional Application (2 pages), check in the amount of \$130.00 for the required filing fee, an executed Declaration and Power of Attorney (4 pages), an Assignment Recordation Cover Form (2 pages), an Assignment (4 pages), check in the amount of \$40.00 for the required filing fee, a Baker Botts L.L.P. return receipt postcard (1 card), and this Certificate of Mailing are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on this 20th day of August 2004 and is addressed to the Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Willie Jiles
Willie Jiles

Express Mail Receipt
No. EV 322186146 US